

E

Atkinson-Baker Court Reporters
www.depo.com

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 - - -
4 CYNTHIA GUTIERREZ, JOSE HUERTA,)
5 SMH, RH and AH,)
6 Plaintiffs,)
7 vs.) No. 4:16-cv-02645-DMR
8 SANTA ROSA MEMORIAL HOSPITAL,)
9 ST. JOSEPH HEALTH and DOES 1-50,)
inclusive,)
Defendants.)

15 DEPOSITION OF
16 STEWART LAUTERBACH, M.D.
17 SANTA ROSA, CALIFORNIA
18 MARCH 22, 2017

22 ATKINSON-BAKER, INC.
COURT REPORTERS
(800) 288-3376
23 www.depo.com

24 REPORTED BY: MICHELLE D. BARBANTE, CSR NO. 12601
25 FILE NO.: AB02108

Stewart Lauterbach, M.D.
March 22, 2017

Atkinson-Baker Court Reporters
www.depo.com

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 - - -
4 CYNTHIA GUTIERREZ, JOSE HUERTA,)
5 SMH, RH and AH,)
6 Plaintiffs,)
7 vs.) No. 4:16-cv-02645-DMR
8 SANTA ROSA MEMORIAL HOSPITAL,)
9 ST. JOSEPH HEALTH and DOES 1-50,)
inclusive,)
Defendants.)

15 Deposition of STEWART LAUTERBACH, M.D., taken on
16 behalf of Defendants, at 131-A Stony Circle, Suite 500,
17 Santa Rosa, California, commencing at 8:19 a.m.,
18 Wednesday, March 22, 2017, before Michelle D. Barbante,
19 CSR No. 12601.

Atkinson-Baker Court Reporters
www.depo.com

1 A P P E A R A N C E S:

2 FOR PLAINTIFFS:

3 LAW OFFICE OF DOUGLAS C. FLADSETH
4 BY: DOUGLAS C. FLADSETH, ESQ.
1160 North Dutton Avenue
5 Suite 180
Santa Rosa, California 95401

6 FOR DEFENDANTS:

7 LAFOLLETTE, JOHNSON, DeHAAS, FESLER & AMES
8 BY: BRETT SCHOEL, ESQ.
655 University Avenue
9 Suite 119
Sacramento, California 95825

10 FOR STEWART LAUTERBACH, M.D.:

11 DONNELLY NELSON DEPOLO & MURRAY
12 BY: JAMES M. NELSON, ESQ.
201 North Civic Drive
13 Suite 239
Walnut Creek, California 94596

14

15

16

17

18

19

20

21

22

23

24

25

Atkinson-Baker Court Reporters
 www.depo.com

1	I N D E X		
2	WITNESS: STEWART LAUTERBACH, M.D.		
3	EXAMINATION PAGE		
4	By Mr. Schoel		5, 56
5	By Mr. Fladseth		48, 58
6	EXHIBITS		
7	DEFENDANTS'		
8	LETTER	DESCRIPTION	PAGE
9	A- Santa Rosa Memorial Hospital ED Summary Report for 09/09/14 Date-stamped SRMH0567 to SRMH0585		9
10	B- Emergency Department Report dated 2/25/15 with Addendum 02/26/15		17
11	PLAINTIFF'S		
12	NUMBER	DESCRIPTION	PAGE
13	(NONE)		
14	QUESTIONS WITNESS INSTRUCTED NOT TO ANSWER:		
15	(NONE)		
16	INFORMATION TO BE SUPPLIED:		
17	(NONE)		
18			
19			
20			
21			
22			
23			
24			
25			

Atkinson-Baker Court Reporters
www.depo.com

1 to maximize corporate profits at the risk of patient
2 safety?

3 A. Never.

4 MR. SCHOEL: Okay. I have no more questions.
5 Thank you, Doctor.

6 MR. NELSON: Mr. Fladseth.

7 EXAMINATION

8 BY MR. FLADSETH:

9 Q. All right. Good morning, Dr. Lauterbach.
10 Obviously you're not a defendant in the case, certainly at
11 this point, and I did not notice you --

12 MR. NELSON: That is an implied threat, so be
13 very careful.

14 THE WITNESS: I heard that.

15 BY MR. FLADSETH:

16 Q. Well, anyway, I did not notice your deposition,
17 so I am going to set forth a couple of objections on the
18 record on that basis. That apparently Mr. Schoel advised
19 me right before the start of the deposition that he was
20 not able to find your addendum record, which is part of
21 Exhibit 2 to your deposition, in the hospital records, and
22 he was asking whether I even had that as part of the
23 records that he'd been produced. And of course, I'm going
24 to have to check with my consultants. And apparently
25 there's thousands of pages of records, so obviously,